

SENATE BILL 2626
By Haynes

AN ACT to amend Tennessee Code Annotated, Section 39-14-121, relative to worthless checks.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-14-121, is amended by adding the following as a new subsection (f) and by relettering the existing subsection (f) and subsequent subsections accordingly:

(f)(1) In any prosecution or action under the provisions of this section, a negotiable instrument for which the information specified in subdivision (2) of this subsection is available at the time of issuance shall constitute prima facie evidence of the identity of the party issuing the negotiable instrument and that such person was a party authorized to draw upon the named account.

(2) To establish such prima facie evidence, the following information regarding the identity of the party presenting the negotiable instrument shall be requested by the party receiving such instrument: The presenter's name, resident address, and home phone number. Such information may be provided as follows:

(A) It may be recorded upon the negotiable instrument itself; or

(B) The number of a check-cashing identification card issued by the receiving party may be recorded on the negotiable instrument. Such check-cashing identification card shall be issued only after the information required by this subsection has been placed on file by the receiving party.

(3) In addition to the information required in subdivision (2) of this subsection, the party receiving a negotiable instrument shall witness the signature or endorsement of the party presenting such negotiable instrument and, as evidence of witness, the receiving party shall initial the negotiable instrument.

SECTION 2. This act shall take effect July 1, 1996, the public welfare requiring it.

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